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 SAN FRANCISCO BAY AREA RAPID TRANSIT
 19 DISTRICT

20 UNITED STATES DISTRICT COURT

21 NORTHERN DISTRICT OF CALIFORNIA

22 SAN FRANCISCO BAY AREA RAPID
 23 TRANSIT DISTRICT,

24 Plaintiff,

25 vs.

26 GE TRANSPORTATION SYSTEMS
 GLOBAL SIGNALING, LLC,

27 Defendant.

28 AND RELATED COUNTERCLAIM.

Case No. C 06 3749 JSW

**JOINT STIPULATION AND [PROPOSED]
 ORDER REGARDING EXCHANGE OF
 DEMONSTRATIVE EXHIBITS**

Judge: Hon. Jeffrey S. White

Complaint Filed: June 13, 2006
 Trial Date: August 30, 2010

1 Plaintiff and Counterdefendant SAN FRANCISCO BAY AREA RAPID TRANSIT
 2 DISTRICT ("BART") and Defendant and Counterclaimant GE TRANSPORTATION SYSTEMS
 3 GLOBAL SIGNALING, LLC ("GETS") hereby stipulate that:

4 1. Under paragraph 17, in the Guidelines for Trial and Final Pretrial Conference in
 5 Civil Jury Cases Before The Honorable Jeffrey S. White ("Guidelines For Jury Cases") and in
 6 paragraph 13, in the Guidelines for Trial and Final Pretrial Conference in Civil Bench Cases
 7 Before The Honorable Jeffrey S. White ("Guidelines For Bench Cases") counsel shall disclose to
 8 the other side all demonstrative exhibits to be used in direct examination of non-expert witnesses
 9 at least 48 hours in advance of their use. Opposing counsel shall provide any objections to the
 10 use of specific demonstrative exhibits within 24 hours of their disclosure..

11 2. Under paragraph 16 of the Guidelines for Jury Cases and paragraph 12 of the
 12 Guidelines for Bench Cases, counsel shall disclose to the other side all visuals, graphics and
 13 demonstrative exhibits used in opening statement at least 48 hours in advance of their use.
 14 Counsel shall provide any objections to the use of specific visuals, graphics and demonstrative
 15 exhibits within 24 hours of their disclosure.

16 3. Under paragraph 25 of the Guidelines for Jury Cases and paragraph 22 of the
 17 Guidelines for Bench Cases, (particularly the provision that "[b]y written stipulation, all parties
 18 may relax these requirements") each side may use illustrative animations, diagrams, charts, and
 19 models in the direct examination of experts so long as the animation, diagram, chart or model has
 20 been disclosed to the other side at least 48 hours in advance of use at trial. Counsel shall provide
 21 any objections to the use of specific animations, diagrams, charts, or models within 24 hours of
 22 their disclosure.

23 4. Animations, diagrams, charts, models, visuals, graphics, and all other
 24 demonstrative exhibits need not be included on the joint exhibit list referenced in paragraph 1 of
 25 the Guidelines For Jury Cases and of the Guidelines For Bench Cases.

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1 IT IS SO STIPULATED.

2
3 DATED: July 13, 2010

FARELLA BRAUN + MARTEL, LLP

4
5 By: 
6 Charles M. Sink

7 *Additional Counsel:*

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19
20
21 DATED: July 3, 2010

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SAN FRANCISCO BAY AREA RAPID
TRANSIT DISTRICT

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: August 4, 2010


Hon. Jeffrey S. White
United States District Court Judge

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